

United States District Court

EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

BRIAN ANGOVE SMALE

§

V.

§

§

§

UNITED STATES OF AMERICA

§

CASE NO. 4:06CV6
(Judge Schneider/Judge Bush)

MEMORANDUM ADOPTING REPORT AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE

Came on for consideration the Report of the United States Magistrate Judge in this action, this matter having been heretofore referred to United States Magistrate Judge Don D. Bush pursuant to 28 U.S.C. § 636. On March 12, 2007, the Report of the Magistrate Judge was entered containing his proposed findings of fact and recommendations that Defendant's Motion for Summary Judgment be GRANTED.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the Court. It is, therefore,

ORDERED, ADJUDGED and DECREED that Defendant's Motion for Summary Judgment is GRANTED.

SO ORDERED.

SIGNED this 27th day of March, 2007.



MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE